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**WISCONSIN DEPARTMENT OF
REGULATION & LICENSING**



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**PHARMACY EXAMINING BOARD
Room 121B, 1400 East Washington Avenue, Madison
Contact: Tom Ryan (608) 266-8098
October 19, 2005
8:00 A.M.**

CLOSED SESSION (Room 121B) – Screening panel – Screen informal complaints – Cynthia Benning,
John Bohlman, Georgina Forbes and Division of Enforcement staff

9:00 A.M.

OPEN SESSION - CALL TO ORDER – ROLL CALL

Welcome New Appointment(s)

- A. Approval of Agenda
- B. Approval of Minutes:
 - April 12, 2005 Consultation Examination Subcommittee Meeting
 - September 6, 2005 Consultation Examination Subcommittee Meeting
 - September 7, 2005 Board Meeting
 - September 15, 2005 (teleconference)

MPJE Workshop - January 2006

Presentation of proposed stipulation, final decision and order in the matter of disciplinary proceedings
against Robert Kunde, R.Ph., by Attorney Jeanette Lytle – Case 05 PHM 003 - Case Advisor –
Dr. Fred Moskol

- C. Quality Assurance - discussion

Impairment Orders - discussion

- D. Administrative Report
 - 2006 Hotel Policy
 - Building Renovation - progress

Travel requests received in the Bureau after mailing of agenda

- E. Summary Reports on Pending Court Cases, Disciplinary Cases, Administrative Rules and
Legislation, and any cases, rules and legislation received in the bureau after preparation of the
agenda, Including:

- LRB-0832/3, relating to authorizing medically related actions by APNPs and Pas
- AB 258 - Board review

- F. Update on Disaster Preparedness/Temporary Relocation legislative proposal

- G. Wis. Admin. Code § 7.04 – return or exchange of health items
 - Final adoption

- H. Wis. Admin. Code § 10.03(7) and 10.03(7m) – discussion

Legislative Liaison Report

Out-of-state licensure – update – Mike Bettiga

Clarification of Existing Requirements Under the Controlled Substances Act for Prescribing Schedule II
Controlled Substances

- I. Variance Request – Wis. Admin. Code § PHAR 7.01 – employee delivery variance - Aurora
Pharmacy #8228 – Michael Bohrnstedt – Marinette, WI

- J. Columbia St. Mary's – Practice Question – review

- K. Noridian Administrative Services, LLC – Practice Question - review

Variance requests received in the bureau after mailing of the agenda

Practice Questions received in the bureau after mailing of the agenda

Licensing Liaison Report

L. DEA Drug Theft and Loss Reports
Consultation work group – status – Cynthia Benning
Pain management statement – status - John Bohlman

M. Informational Items

Motion to Invite New Appointment(s) Into Closed Session

Application issues received in the Bureau after mailing of agenda

Education and examination issues received in the Bureau after mailing of agenda

Invitation of new appointments into closed session

CONVENE TO CLOSED SESSION to deliberate on case(s) following hearing (Wis. Stat. § 19.85 (1)

(a)); consider closing disciplinary investigation(s) with administrative warning(s) (Wis. Stat. § 19.85 (1) (b) and 440.205); to consider individual histories or disciplinary data (Wis. Stat. § 19.85 (1) (f)); and to confer with legal counsel (Wis. Stat. § 19.85 (1) (g)

Deliberation of stipulations, final decisions and orders received in the bureau after preparation of the agenda

N. Deliberation of proposed stipulation, final decision and order in the matter of disciplinary proceedings against Robert Kunde, R.Ph – Case 05 PHM 003 - Case Advisor – Dr. Fred Moskol

DOE Monitoring:

O. Andrew Rice, RPh - Requesting full reinstatement

P. Michael O’Kray, RPh - Requesting three month stay and modifications

Q. Thomas Pire, RPh – Requesting three month stay and modifications

R. Thomas Triscari, RPh – Requesting three month stay and modifications

S. John Schmitt, RPh – Requesting three month stay and modifications

T. Charlene Willis, RPh – Requesting three month stay and modifications

U. Walgreens #07063 – 04 PHM 083 – Case Closing

Deliberation of monitoring reports that may be received in the bureau after preparation of agenda

Deliberation of proposed stipulations that may be received in the bureau after preparation of agenda

Deliberation of proposed decisions that may be received in the bureau after preparation of the agenda

Consider closing(s) of disciplinary investigation(s) with administrative warning(s) that may be received in the bureau after preparation of the agenda

Consider or review of administrative warning(s) received in the bureau after preparation of the agenda

Matters relating to costs received in the bureau after preparation of the agenda

Division of Enforcement – case status reports and case closings

Division of Enforcement – meeting with individual board members

Review of Applications that may be received in the bureau after preparation of agenda

Consulting with legal counsel

Examination issues received in the bureau after preparation of the agenda

Application Issues received in the bureau after preparation of the agenda

Validation of Examination Scores

RECONVENE INTO OPEN SESSION IMMEDIATELY FOLLOWING CLOSED SESSION

Voting on items deliberated or considered in closed session if voting is appropriate

ADJOURNMENT

MEETINGS AND HEARINGS ARE OPEN TO THE PUBLIC UNLESS OTHERWISE NOTED. IF A BOARD ADJOURNS TO CLOSED SESSION, RECONVENES IN OPEN SESSION TO VOTE ON ITEMS CONSIDERED IN CLOSED SESSION, AND DURING VOTING DETERMINES THAT ADDITIONAL DELIBERATIONS ARE NECESSARY FOR VOTING, THE BOARD MAY ADJOURN TO CLOSED SESSION TO CONTINUE DELIBERATIONS AND THEN RECONVENE INTO OPEN SESSION FOR VOTING.

Meetings and hearings may be cancelled without notice. Times listed for meeting items are approximate and depend on the length of discussion and voting. The board may also consider in closed session, stipulations filed after the printing of this notice. Meetings may be confirmed by a telephone call to the listed contact person. Examinations are open only to authorized candidates. Times listed for the commencement of disciplinary hearings may be changed by the examiner for the convenience of the parties. All meetings are held at 1400 East Washington Avenue, Madison, Wisconsin, unless otherwise noted. For a complete copy of the board’s agenda, contact the board listed above. Interpreters for the hearing impaired provided on request. Contact the Affirmative Action Officer, (608) 266-2112.